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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	2:11-CV-00332-RCJ-GWF
)	
Plaintiff,)	PLAINTIFF'S REQUEST FOR
)	EXTENSION OF TIME TO FILE
V.)	AN ANSWER OR APPROPRIATE
)	PLEADING TO DEFENDANT'S
)	COUNTERCLAIM
HODSON BROADCASTING,)	
)	(First Request)
Defendant.)	
_____)	

COMES NOW Plaintiff, United States of America by and through Daniel G. Bogden, United States Attorney for the District of Nevada, and Carlos A. Gonzalez, Assistant United States Attorney, and respectfully moves for a eighteen (18) day extension of time to and including June 10, 2011 in which to file a responsive pleading to defendant's counterclaim.

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1 In support of this request for an extension of time,
2 Plaintiff relies upon the Memorandum of Points and Authorities
3 set forth below.

4 DATED this 23rd day of May 2011.

5 Respectfully submitted,

6 DANIEL G. BOGDEN
7 United States Attorney

8 /s/ Carlos A. Gonzalez
9 Carlos A. Gonzalez
Assistant United States Attorney

MEMORANDUM OF POINTS AND AUTHORITIES

I. BACKGROUND

On March 3, 2011 the United States filed its complaint against defendant, Hodson Broadcasting.

On May 5, 2011 defendant filed its Answer and Counterclaim against the United States.

The due date to file an answer or appropriate pleading to counterclaim is May 23, 2011.

Undersigned counsel has been absent from his office most of the week of May 16, 2011 due to illness and is scheduled to be out of the office from May 31, 2011 to June 7, 2011 mostly on government business in Columbia, South Carolina.

Presently, counsel is working and coordinating the United States position in the instant litigation with counsel from the General Counsel's Office at the Federal Communication Commission in Washington, D.C. but will be unable to prepare and file plaintiffs answer or appropriate pleading to defendants counterclaim by May 23, 2011.

II. ARGUMENT

The Federal Rules of Civil Procedure provide for an enlargement of time for cause shown.

When an act may or must be done within a specified time, the court may, for good cause, extend the time . . . if a request is made, before the original time or its extension expires

Fed. R. Civ. P., Rule 6(b).

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1 This request is made prior to the expiration of time
2 permitted to respond to Defendant's counterclaim.

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4 **III. CONCLUSION**

5 Undersigned counsel tried to contact defendant via telephone
6 on May 10, 2011 to ascertain his position on our request, but was
7 unable to reach him.

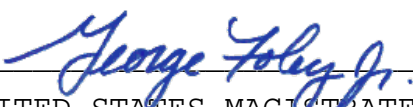
8 Therefore, Plaintiff respectfully request that this
9 honorable Court grant an additional eighteen (18) day extension
10 of time, to and including June 10, 2011, in which to respond to
11 defendants counterclaim.

12 DATED this 23rd day of May, 2011.

13 Respectfully submitted,
14 Daniel G. Bogden
United States Attorney

15 //s// CARLOS A. GONZALEZ
16 Carlos A. Gonzalez
Assistant United States Attorney

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18 IT IS SO ORDERED:

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20 
21 UNITED STATES MAGISTRATE JUDGE
22 DATE: __ May 24, 2011 __
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